Docket No.

0010-1045-0

## PATENT AND TRADEMARK OFFICE IN THE UN

IN RE APPLICATION OF: Hiroshi IZUI, et al.

GAU:

1652

SERIAL NO: 09/419,611

EXAMINER: C.L. FRONDA

FILED:

October 18, 1999

FOR:

L-GLUTAMIC ACID PRODUCING BACTERIUM AND PROCESS FOR PRODUCING L-

**GLUTAMIC ACID** 

## NOTICE OF APPEAL

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated August 25, 2004

The items checked below are appropriate:

- ☐ A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for months.
- ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- A Request for Extension of Time for filing the Notice of Appeal is attached.

Fee: \$500.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A check is Enclosed
- A credit card payment form is enclosed
- ☐ Charge to Deposit Account No. 15-0030 (an additional copy of this notice is enclosed herewith).
- Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. <u>15-0030</u>. A duplicate copy of this Notice is enclosed.
- If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

01/27/2005 MAHMED1 00000085 09419611

01 FC:1401

500.00 OP

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Norman F. Oblon

James J. Kelly, Ph.D.

Registration No. 41,504

Customer Number

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)